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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING

Docket Number 2180.1

REJECTION OVER A "PRIOR" PATENT	
In re Application of: Delo et al.	RECEIVED GENTRAL FAX CENTER
Application No.: 10/075,871	
Filed: February 13, 2002	JUN 2 4 2003
For: System and Method for Repairing a Damaged Application Program	
The owner". Microsoft Corporation of 100 percent into disclairns, except as provided below, the terminal part of the statutory term of any patent granted extend beyond the expiration date of the full statutory term prior patent No. 6397381 81 as 0 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal diany patent so granted on the instant application shall be enforceable only for and during such period the owned. This agreement runs with any patent granted on the instant application and is binding upon the granted on the instant application and is binding upon the granted on the instant application and is binding upon the granted on the instant application and is binding upon the granted on the instant application and is binding upon the granted.	the term of said prior patent is defined in isclaimer. The owner hereby agrees that at it and the prior patent are commonly
In making the above disclaimer, the owner does not disclaim the terminal part of the term of any paten would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the patent is presently shortened by any terminal disclaimer," in the event that said prior patent later: expires for failure to pay a maintenance fee; is held unenforceable;	nt granted on the instant application that prior patent, "as the term of said prior
is found invalid by a court of competent jurisdiction: is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321; has all claims canceled by a reexamination certificate; is reissued: or	
is in any manner terminated prior to the expiration of its full statutory term as presently shortened by	y any terminal disclaimer.
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.	
2. X The undersigned is an attorney or agent of record. Reg. No.37,395	
Mut J. Mulait Signature	June 24, 2005
- Orginalare	Jaio
Albert S. Michalik Typed or printed name	
	425-836-3030
	Telephone Number
X Terminal disclaimer fee under 37 CFR 1.20(d) included.	
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*Statement_under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.	

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